

REMARKS

Entry of the above amendments is respectfully requested. Claims 12 and 19-21 have been amended. Claim 2 has been cancelled. Claims 1 and 3-22 are currently pending in the application. In view of the present amendments, the terminal disclaimer filed together herewith, and the below remarks, reconsideration and allowance of this application is believed to be in order and the same is respectfully requested.

Initially, regarding the Examiner's objection to the priority claim, Applicant has amended the specification to reflect the serial and patent numbers of both priority documents. This objection is now believed to be obviated and an indication to that effect is respectfully requested.

Next, Applicant respectfully disagrees with the examiner that the "foam insert", "first and second compartments", and "camera with a flash" are not supported by the drawings. The "foam insert" is shown in Figs. 2 and 6 in patent No. 6,449,431 ("the '431 patent"), which is expressly incorporated by reference in the first sentence of the present specification. The foam insert or ring "33" is discussed, for example, at Col. 4 of the specification, and is shown in figures 2 and 6. The "first and second compartments" are shown in Fig. 6 in the '431 patent, at 68 and 70. Finally, the "camera with a flash" is noted in column 4, line 36 in the '431 patent and shown in the Figures. More particularly, the camera 37 is shown in Figure 2 (misabeled as "31"), and is described at Col. 4. And, although it is not explicitly annotated in the drawings or specification, the flash is shown in the upper right corner of Fig. 2 and is noted in the specification at Col. 4 as well. Therefore, Applicant believes that the drawings, as well as the corresponding specification, do provide proper antecedent basis for the claimed subject matter. In sum, as the '431 patent is expressly incorporated by reference, Applicant respectfully contends that the drawings and specification do not need to be amended to show the features "foam insert," "first and second compartments," and "camera with a flash." See, for instance, MPEP 2163.07(b).

Applicant has also amended claim 19 to change "minimize" to the active "minimizing." And, Applicant has amended claims 20 and 21 to correct their dependencies. Each of the corresponding objections is now believed to be overcome.

Finally, in order to overcome a rejection of obviousness-type double patenting for claims 1 and 3-22 Applicant has attached a terminal disclaimer in compliance with 37 CFR 1.321(c), as suggested by the Examiner. Therefore, the terminal part of the statutory term of any patent granted from the instant application that would exceed the full statutory term of the prior '431 patent is shortened by the attached disclaimer.

CONCLUSION

In view of the present amendments and above remarks, the Examiner's rejections are believed to be overcome. Should the Examiner have any questions or comments that could expedite the completion of prosecution of this case, he is invited to contact the undersigned at the number below.

A check in the amount of \$65.00 is included for the attached terminal disclaimer. No other fees are believed to be due in connection with this Reply. Nonetheless, the Director is authorized to direct any additional fees associated with this or any other communication, or credit any overpayment, to Deposit Account 50-1170.

Respectfully submitted,



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